

FRUITPORT CHARTER TOWNSHIP BOARD OF TRUSTEES

MEETING MINUTES OF AUGUST 27, 2012

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A work session of the Fruitport Charter Township Board began at 6:15 p.m. on Monday, August 27, 2012, in the township board room.

Members Present: Brian Werschem, Supervisor; Carol Hulka, Clerk; Rose Dillon, Treasurer; Trustees Ron Becklin, Dave Markgraf, Marjorie Nash and Chuck Whitlow. Member Absent: None

At 7:00 p.m., Supervisor Werschem opened the regular meeting with the Pledge of Allegiance and a prayer.

Also Present: 1-township residents; 0 -employees; and DPW Director, Farrar

The meeting minutes of June 23, 2012—regular meeting—were approved as presented.

The meeting agenda for August 27, 2012 board meeting was approved as presented.

PUBLIC COMMENTS – None received

CORRESPONDENCE / REPORTS

- 1) Planning Commission meeting minutes of July 24, 2012, were received.
- 2) Several MTA Legislative reports were received.
- 3) Muskegon Area District Library- meeting minutes of June 20, 2012 and meeting agenda for August 15, 2012 regular meeting, were received.
- 4) Consumers Energy-- The street light survey for Fruitport Township has been completed.
- 5) June and July 2012 financials were received.

12-060 Audit Presentation for Fiscal Year Ending March 31, 2012

Eric Van Dop, CPA, Senior Manager from the firm of Brickley DeLong, PLC, gave an overview and analysis of the financial activities of the Township for the fiscal year ending March 2012. At the end of the 2011-2012 fiscal year, the governmental funds reported a total General Fund fund balance of \$ 975,553.00.

UNFINISHED BUSINESS

12-061 Public Hearing for Special Assessment District—Dels Drive and 2882 and 2898 Black Creek Road

The motion by Chuck Whitlow, seconded by Dave Markgraf, CARRIED UNANIMOUSLY,
to open the public hearing a 7:40 p.m. in order to review and hear any objections to the proposed special assessment roll for Street Special assessment District No. 2012-1 / Dels Drive & 2882 and 2898 Black Creek Road for private road snowplowing.

No property owners were in attendance.

The motion by Chuck Whitlow, seconded by Dave Markgraf, CARRIED UNANIMOUSLY,
to close the public hearing at 7:41 p.m. for the private road maintenance—snowplowing-- on Dels Drive and 2882 and 2898 Black Creek Road.

12-062 Resolution #5—Confirms the Special Assessment Roll for Dels Drive and 2882 and 2898 Black Creek Road

Ron Becklin moved, seconded by Marjorie Nash, MOTION CARRIED, to adopt Resolution #5, which approves the roll for Special Assessment District 2012-1, on Dels Drive and 2882 and 2898 Black Creek Road for snowplowing in the amount of approximately \$1,000 per year.

Ayes: Becklin, Nash, Hulka, Markgraf, Dillon, Whitlow, Werschem Nays: None

New Business

12-063 AT&T Contract, 2nd Amendment

In 2005, a site lease agreement was entered into between the Charter Township of Fruitport, City of Norton Shores, and the County of Muskegon, with New Cingular Wireless PCS, for a portion of the Fruitport Township water tank site. Cingular Wireless PCS now desires to modify its equipment at the site by adding to the antenna facilities up to (3) antennas, (6) remote radio heads, (1) 3/8" RET cable, (1) fiber optic cable and (2) DC power cables, as depicted on Exhibit B-2 in the second amendment to site lease. Cingular Wireless PCS agrees to increase the monthly rent by \$1,791.00 per month with a 3% annual increase. With the addition of the AT&T amendment, total revenue will be \$7,933.58 per month with a 3% increase each year. This money goes into a fund maintained by the County for tower related expenses.

Chuck Whitlow moved, Dave Markgraf seconded, MOTION CARRIED, to enter into a second amendment to the site lease with Cingular Wireless PCS, as recommended by the DPW Board, and authorize the Supervisor and Clerk to execute the necessary papers. All improvements must be approved by Norton Shores and the County as well.

Ayes: Whitlow, Markgraf, Hulka, Dillon, Nash, Becklin, Werschem Nays: None

FRUITPORT CHARTER TOWNSHIP BOARD OF TRUSTEES

AUGUST 27, 2012

PAGE #2

12-064 Sprint Contract Amendment

A site lease agreement previously was entered into between the Charter Township of Fruitport, City of Norton Shores, and the County of Muskegon with iPCS Wireless, Inc. ("Sprint") for usage of space on the Fruitport Township water tank site. Sprint will need to install temporary antennas while new antennas are being installed. In exchange for the modifications of antennas, Sprint will pay a one-time payment of \$1,000.00.

Rose Dillon moved, Carol Hulka seconded, MOTION CARRIED, to enter into an amendment to the site lease with iPLCS Wireless Inc ("Sprint"), as recommended by the DPW Board, and authorize the Supervisor and Clerk to execute the necessary papers. All improvements must be approved by Norton Shores, the County and Dixon Engineering, Inc., as well.

Ayes: Dillon, Hulka, Markgraf, Whitlow, Becklin, Nash, Werschem Nays: None

12-065 First Reading- Peddlers, Solicitors, and Transient Merchants Ordinanc

On August 27, 2012, the Township Board made a recommendation to amend the Code of Ordinances of the Charter Township of Fruitport, by adding a new Chapter 26 entitled Peddlers, Solicitors, and Transient Merchants, which provides for the licensing and regulation of Peddlers, Solicitors and Transient Merchants.

This constitutes the first reading. Final action will be taken at the September 24, 2012 board meeting.

12-066 Ford Police Car Proposal

Chuck Whitlow moved, Marjorie Nash seconded, MOTION CARRIED, to accept bid #73633 from Borgman Ford Sales and authorize the lease of 5 new Ford police Interceptor Sedans over a 4-year period, as recommended by the public safety committee. The motion also included authorization for the Supervisor and Clerk to execute the

necessary paperwork. Five existing cruisers will be traded into Borgman Ford with the value of approximately \$22,000 to be applied to the first payment.

Ayes: Whitlow, Nash, Becklin, Hulka, Markgraf, Dillon, Werschem Nays: None

12-067 Big Box Store Appraisal

Chuck Whitlow moved, Ron Becklin seconded, MOTION CARRIED, to authorize the Supervisor and Clerk to hire an appraisal company at a price not to exceed \$10,000 in order to do a big-box appraisal , if necessary.

Ayes: Whitlow, Becklin, Hulka, Nash, Dillon, Markgraf, Werschem Nays: None

12-068 Payment of Bills

Dave Markgraf moved, Carol Hulka seconded, MOTION CARRIED, to approve bills for payment in the following amounts: General Fund & Parks: \$42,587.18; Public Safety \$59,960.47;

Water: \$250,333.10; Sewer: \$41,822.13 Total: \$394,702.88

Ayes: Markgraf, Hulka, Dillon, Nash, Becklin, Whitlow, Werschem Nays: None

PUBLIC COMMENTS #2 – None received

ADDITIONAL REPORTS -- None received

12-068 Adjournment

The meeting adjourned at 8:27 p.m.

CAROL HULKA, CLERK BRIAN WERSCHEM, SUPERVISOR

- HULKA, CLERK BRIAN WERSCHEM, SUPERVISOR